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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: : ATTN: PATENT PUBLICATIONS

Stefan WILHELM et al.

Group Art Unit: 3753

Serial No.: 10/091,350

Examiner: L. V. Ciric

Filed: March 6, 2002

For: HEAT EXCHANGER

**REQUEST FOR COMPLETE NOTICE OF ALLOWANCE**

**MAIL STOP ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

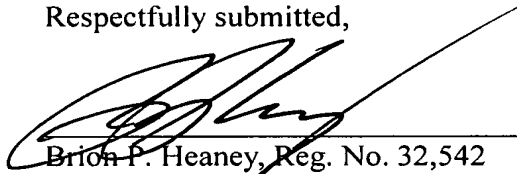
Sir:

Attached is a copy of Applicants' Information Disclosure Statement and Form PTO-1449 filed December 11, 2002, a copy of which has not yet been returned to applicants with the Examiner's initials indicating that **all the references** cited therein were considered during the prosecution of the above-identified application. Also, enclosed, for the Examiner's convenience, is a copy of the reference FR 2,405,451 cited in the Information Disclosure Statement

In the Office Action issued February 26, 2003, the Examiner attached a form PTO-1449 indicating that four of the five cited references were considered. The fifth reference was crossed out with a note from the examiner stating that the reference was not considered for failure to comply with 37 CFR 1.98(a)(3)(i). This assertion was incorrect. The fifth reference, i.e., FR 2,405,451, while in a foreign language was submitted with a foreign Search Report, and the Information Disclosure Statement of December 11, 2002 provided an English translation of the relevant part of the Search Report that discussed FR 2,405,451. See page 1, "Additional Information" of the Information Disclosure Statement. Thus, the citation of the reference FR 2,405,451 did comply with 37 CFR 1.98(a)(3)(i).

It is respectfully requested that an examiner-initialed copy of Form PTO-1449 be returned to applicants.

Respectfully submitted,



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Attorney Docket No.: **LINDE-581**  
Date: April 20, 2007

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PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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| Sheet | 1 | of | 1 |
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|                        |                       |
|------------------------|-----------------------|
| Application Number     | 10/091,350            |
| Filing Date            | March 6, 2002         |
| First Named Inventor   | Stefan WILHELM et al. |
| Group Art Unit         | 3743                  |
| Examiner Name          | C.M. Atkinson         |
| Attorney Docket Number | LINDE-581             |

[illegible][illegible]

Date Considered

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.